

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB40)

Received:	5/24/2013	Received By:	agary
Wanted:	As time permits	Same as LRB:	
For:	Legislative Fiscal Bureau	By/Representing:	Dyck
May Contact:		Drafter:	agary
Subject:	Transportation - highways	Addl. Drafters:	
		Extra Copies:	EVM

Submit via email: **YES**
Requester's email: **Legislative Fiscal Bureau**
Carbon copy (CC) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

LFB:.....Dyck -

Topic:

Motion 431, item 25., definition of food establishment for specific information sign eligibility

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	agary 5/31/2013	jdyer 5/31/2013	rschluet 5/31/2013	_____	mbarman 5/31/2013		

FE Sent For:

<END>

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/P1 agary

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<END>

allocates a \$900,000 FED reduction in the congestion mitigation/air quality improvement program (adopted by the Committee at an earlier executive session) to the state highway rehabilitation program in order to accomplish a SEG appropriation reduction in that program without a net total funding change.]

21. *Snowmobile Fuel Tax Transfer.* Beginning with the fiscal year 2013-14 transfer, modify the formula for calculation of the annual transfer of fuel tax revenues from the transportation fund to the snowmobile account of the conservation fund to include a multiplier of 1.55, rather than the current multiplier of 1.4. Provide \$469,700 SEG in 2013-14 and \$491,300 SEG in 2014-15 to reflect the reestimated transfers for the 2013-15 biennium and increase the local supplemental snowmobile trail aids appropriation by the same amounts.

22. *USH 151 Interchange and Bridge in Fond du Lac County.* Require the Department to begin construction no later than 2015 on the following two projects: (a) a grade-separated interchange at Fond du Lac CTH V and USH 151; and (b) a grade-separated crossing of Fond du Lac CTH T over USH 151.

23. *Overweight Permits for Raw Forest Products and Lumber.* Expand the Department of Transportation's current law authority to issue annual or consecutive month permits for the transport of certain loads near the Michigan border [s. 348.27(9) of the statutes] to specify that such a permit may be issued for a vehicle or combination of vehicles transporting raw forest products or lumber provided that the vehicle or combination of vehicles does not violate length or weight limitations established under Michigan law, and provided that the transport is restricted to any of the following routes: (a) on USH 2 in Florence County; (b) on STH 77, from 2nd Avenue in the City of Hurley to Olson Road in the City of Mellen, in Iron and Ashland counties; (c) on USH 51, from the USH 2/USH 51 interchange north of the City of Hurley to Maple Ridge Road, in the Town of Mercer in Iron County; (d) on USH 45, from the Wisconsin-Michigan border to Sunnyside Road south of the City of Antigo, in Vilas, Oneida, and Langlade counties; (e) on STH 139, from the Wisconsin-Michigan border to USH 8, in Florence and Forest counties; and (f) on USH 8, from USH 45 to Ross Lake Road, in the Town of Caswell, in Oneida and Forest counties. Require the Department of Transportation to prepare a report by July 1, 2018, to the standing committees of the Legislature relating to transportation issues on the impact of this provision, including: (a) data on the number of permits issued; (b) data on any accidents involving permitted vehicles; and (c) the economic impacts of this provision. Specify that no permit may be issued under these provisions after July 1, 2018.

24. *STH 57 Directional Signs for Shrine of Our Lady of Good Help.* Require the Department of Transportation to erect two directional signs in the 2013-15 biennium along STH 57 in Brown County for the Shrine of Our Lady of Good Help, notwithstanding current statutory authority or administrative rule restrictions on the placement of signs. Specify that one sign shall be visible from the northbound lanes of STH 57 and shall be placed near the intersection of STH 57 and CTH K and the other sign shall be visible from the southbound lanes of STH 57 and shall be placed near the intersection of STH 57 and CTH P.

25. *Definition of Food Establishment for Specific Information Sign Eligibility.* Move to

specify that, for the purposes of determining eligibility for the "food" category under the specific information sign program, bakery items produced by the retailer shall be counted toward the types of food that are counted towards the 50% minimum of food sales that an establishment must have to qualify for placement of a sign.

26. *Environmental Impact Statement for East Arterial Highway and Bridge.* Require the Department of Transportation to begin an environmental impact statement (EIS) in the 2013-15 biennium for a proposed east arterial highway running from the intersection of STH 54 and STH 73 in Port Edwards to the intersection of STH 54 and Wood County CTH W in Wisconsin Rapids, including a new crossing of the Wisconsin River. Require the Department to fund the EIS from the major highway development program and specify that the current law requirement that the Transportation Projects Commission provide prior approval of an EIS do not apply to this study.

27. *Environmental Impact Statement for USH 12 in Walworth County.* Require the Department of Transportation to begin an environmental impact statement (EIS) in the 2013-15 biennium for a proposed project on USH 12 from Elkhorn to Whitewater in Walworth County. Require the Department to fund the EIS from the major highway development program and specify that the current law requirement that the Transportation Projects Commission provide prior approval of an EIS do not apply to this study.

28. *Relocation of Outdoor Advertising Signs.* Modify current law provisions related to outdoor advertising signs that are classified as "nonconforming" with respect to a local ordinance and that are caused to be "realigned" as the result of a highway project, and that require local governments to make a payment to DOT equal to the cost of sign condemnation (minus relocation costs) in cases where the sign is condemned rather than realigned, as follows: (a) eliminate the term "realignment" (meaning the relocation of the sign on the same site) and replace it with the term "relocation," defined as the dismantling and moving of a sign to a new location within the same municipality or the removal of a sign and erection of a replacement sign, constructed of new materials, at a new location within the same municipality; (b) specify that the owner of a nonconforming sign that would be affected by a highway project may elect to relocate a sign within the municipality; (c) define the term "municipality" for the purpose of this provision, as a city, village, or town; and (d) specify that the relocation of a nonconforming sign (instead of, under current law, sign realignment) does not affect the sign's nonconforming status. Specify that if a highway project causes the relocation of a nonconforming sign, all of the following apply with respect to the relocation: (a) the size of the sign face and the number of sign faces on the sign after relocation shall be the same as prior to relocation; (b) the height of the sign, as measured from road-grade level of the highway from which motorists are intended to view the sign, after relocation shall be equal to or greater than prior to relocation; and (c) the new location for the sign shall meet all requirements for a sign permit, to the extent the Department issues permits for signs. Specify that these provisions first apply to signs relocated on the 30th day after the effective date of the bill.

29. *Regulation of Golf Carts by Municipalities and Counties.* Specify that a municipality or county may, by ordinance, allow the operation of golf carts on any highway that has a speed limit of 25 miles per hour or less and that is located within the territorial boundaries of the municipality or county, as applicable, regardless of whether the municipality or county has jurisdiction, for



State of Wisconsin
2013 - 2014 LEGISLATURE

in
5/31



LRBb0208/P1

ARG:.....

↑ Jld

LFB:.....Dyck – Motion 431, item 25., definition of food establishment for specific information sign eligibility

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 40

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 767, line 8:✓ after that line insert:
- 3 **“SECTION 1581m.✓** 86.195 (3) (b) 3.✓ of the statutes is amended to read:
- 4 86.195 (3) (b) 3. Fifty percent of the sales price, as defined in s. 77.51 (15b), of
- 5 the business is from the sale of food and food ingredients, as defined in s. 77.51 (3t),
- 6 that are taxable under subch. III of ch. 77 or that are bakery items produced by the
- 7 seller; and”✓.

History: 1981 c. 362, 391; 1985 a. 29; 1985 a. 182 s. 57; 1987 a. 137; 1987 a. 403 s. 256; 1989 a. 98, 315; 1991 a. 265, 269, 315; 1993 a. 16, 237, 246; 1997 a. 124, 237; 1999 a. 9; 2005 a. 63, 136, 309; 2007 a. 55; 2009 a. 2, 28, 153.



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- 7 seller; and”.
- 8 (END)